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Attorney for Defendant/Debtor
RAINA HUYNH

U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

In Re:)	Case No.: 10-59407-SLJ
)	
RAINA HUYNH and)	Adv Case No. 10-05391
STEVEN SCOTT GILLE)	
)	CHAPTER 7
Debtors)	
)	DEFENDANT'S CASE MANAGEMENT
)	CONFERENCE STATEMENT
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DISCOVER BANK, ISSUER OF THE)	Date: February 24, 2011
DISCOVER CARD and CHASE BANK)	
USA, N.A.)	Time: 2:00 PM
)	
Plaintiff)	Address:
)	280 South First Street, Room 3099
)	San Jose, CA 95113
Vs.)	
)	Judge: Hon. Johnson
RAINA HUYNH)	
)	
Defendant)	
)	
)	
)	

Comes Now Defendant/Debtor Raina Huynh by and through The Fuller Law Firm, P.C.,
her attorneys, and submits this Case Management Conference Statement.

Factual & Procedural Overview

1. Plaintiff Discover Bank, Issuer of the Discover Card filed a complaint to determine the dischargeability of debt and for judgment pursuant to 11 U.S.C. §523 on November 23, 2010. Plaintiff Discover Bank, Issuer of the Discover Card alleged that Defendant incurred \$10,500 in cash advance and/or convenience check charges between March 16, 2010 and March 17, 2010. It alleged that it has suffered damages in the amount of \$10,500.00 and Defendant should not be granted a discharge of this debt pursuant to 11 U.S.C. §523(a)(2).
2. Plaintiff Chase Bank U.S.A., N.A., filed an amended complaint together with Discover Bank, Issuer of the Discover Card to determine the dischargeability of debt and for judgment pursuant to 11 U.S.C. §523 on November 24, 2010. Plaintiff Chase Bank U.S.A., N.A. alleged that Defendant accumulated \$9,972 in retail charges between March 1, 2010 and July 8, 2010.
3. Defendant Raina Huynh filed an amended answer to complaint on February 4, 2011.
4. In her answer, Defendant Raina Huynh denied the allegations with respect to (1) her lack of intent to repay the debts; (2) that she was cognizant of her inability to repay the charges incurred; (3) that she had a specific intent to defraud Plaintiff Discover Bank, Issuer of the Discover Card and Plaintiff Chase Bank U.S.A., N.A., and (4) that she intended for both Plaintiffs to rely on her misrepresentations. Further, Defendant Raina Huynh alleged that the most of the charges were made beyond the preference period.

Request

Defendant requests that discovery be cut off on May 31, 2011. Defendant requests that the court set a motion cut-off date as June 30, 2011. Defendant expects that trial will

1 take approximately six hours and requests that the trial be held in July 2011. Defendant
2 believes that a continued Case Management Conference will not be fruitful.
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5 Dated: February 21, 2011

6 THE FULLER LAW FIRM, P.C.
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8 By: /s/ Joyce K. Lau
9 JOYCE K. LAU
10 Attorney for Defendant/Debtor
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